

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD
REPEALING, AMENDING AND REPEALING AND RECREATING RULES

The Wisconsin Natural Resources Board proposes an order to repeal NR10.01(1)(d) and (dm), amend NR 10.01(1)(v) and to repeal and recreate NR 10.01(1)(b), (g)1., (g)2.a. to k., (g)3.a. to k., and (u)1. and 2. relating to the 2003 migratory game bird season.

WM-20-03

Analysis Prepared by Department of Natural Resources

Statutory authority: §. 29.014, 29.041, 29.197 and 227.11(2)(a), Stats.

Statutes interpreted: §. 29.014, 29.041 and 29.197, Stats.

The proposed rules establish the regulations for the 2003 migratory game bird season. The significant regulations are:

Section 1. Ducks - The state is divided into two zones each with 60-day seasons. The season begins at noon September 27 and continues for 60 consecutive days in the north, closing on November 25. In the South the season begins at noon on October 4 and continues through October 12, there would be a 5-day split, and then reopens on October 18 and continues through December 7. The daily bag limit is 6 ducks including no more than: 4 mallards, of which only one may be a hen, one black duck, one pintail (from Sept. 27 (noon) – Oct. 26 in the North and from Oct. 4 (noon) – Oct. 12 and Oct. 18 – Nov. 7 in the South), one canvasback (from Sept. 27 (noon) – Oct. 26 in the North and from Oct. 4 (noon) – Oct. 12 and Oct. 18 – Nov. 7 in the South), 2 wood ducks, 2 redheads and 3 scaup.

Canada Geese - The state is apportioned into 3 goose hunting zones: Horicon, Collins and Exterior. Other special goose management subzones within the Exterior Zone include Brown County, Burnett County, Rock Prairie and the Mississippi River. Season lengths are: Collins Zone - 67 days (3 periods, first period beginning September 16); Horicon Zone - 93 days (4 periods, first period beginning September 16); Exterior Zone - 93 days (North: Sept. 20 – 26 and Sept. 27 (noon) – Dec. 21 and South: Sept 20 – Oct. 3 and Oct 4 (noon) – Dec. 21); and Mississippi River Subzone - 70 days (Oct. 4 (noon) – Oct. 12 and Oct. 18 - Dec. 17). The Burnett County subzone is closed to Canada goose hunting. The statewide daily bag limit for Canada geese is 2 birds per day during the open seasons within each zone. In addition, the daily bag limit for Canada geese in subzone B during the early September goose hunt is increased from 3 to 5 geese, which would first take effect in Sept. 2004.

Section 2. Eliminates a separate listing for pintail and canvasback seasons.

Section 3. This section modifies the date of the two-day youth waterfowl hunt.

SECTION 1. NR 10.01(1)(b), (g)1., (g)2.a. to k., (g)3.a. to k., (u)1. and (u)2. are repealed and recreated to read:

Kind of Animal	Locality	Open season (all dates inclusive)	Daily Bag Limit	Possession Limit
NR 10.01(1)(b) All species of wild duck	Entire state	As established by zone	As established by season and zone	Double the daily bag limit through the entire season, except opening day when it is the same as the daily bag limit.
	Northern zone as established in s. NR 10.32	Sept. 27 at 12:00 noon – Oct. 26	6 ducks to include not more than 4 mallards of which only one may be a hen mallard, one black duck, one canvasback, one pintail, 2 redheads, 2 wood ducks, and 3 scaup. In addition 5 mergansers to include not more than one hooded merganser.	
		Oct. 27 – Nov. 25	6 ducks to include not more than 4 mallards of which only one may be a hen mallard, one black duck, 2 redheads, 2 wood ducks, 3 scaup, 0 canvasbacks, and 0 pintails. In addition 5 mergansers to include not more than one hooded merganser.	
	Southern zone as established in s. NR 10.32	Oct. 4 at 12:00 noon – Oct. 12	6 ducks to include not more than 4 mallards of which only one may be a hen mallard, one black duck, one pintail, 2 redheads, 2 wood ducks, 3 scaup, and 0 canvasbacks. In addition 5 mergansers to include not more than one hooded merganser.	
		Oct. 18 – Nov. 7	6 ducks to include not more than 4 mallards of which only one may be a hen mallard, one black duck, one pintail, one canvasback, 2 redheads, 2 wood ducks, and 3 scaup. In addition 5 mergansers to include not more than one hooded merganser.	
Open season (all dates				

Kind of Animal	Locality	inclusive)	Daily Bag Limit	Possession Limit
NR 10.01(1)(g) Geese 1. Canada geese and its subspecies		Nov. 8 – Nov. 16	6 ducks to include not more than 4 mallards of which only one may be a hen mallard, one black duck, one canvasback, 2 redheads, 2 wood ducks, 3 scaup, and 0 pintails. In addition 5 mergansers to include not more than one hooded merganser.	
		Nov. 17 – Dec. 7	6 ducks to include not more than 4 mallards of which only one may be a hen mallard, one black duck, 2 redheads, 2 wood ducks, 3 scaup, 0 canvasbacks, and 0 pintails. In addition 5 mergansers to include not more than one hooded merganser.	
	a. All that part of the exterior zone lying-within the northern zone established in s. NR 10.32 except for the subzone described in subd. 1.b.	Sept. 20 – Sept. 26 and Sept. 27 at 12:00 noon – Dec. 21	2	4
	b. Brown County subzone	Sept. 20 – Sept. 26 and Sept. 27 at 12:00 noon – Dec. 21	2	4
	c. All that part of the exterior zone lying within the southern zone established in s. NR 10.32 except for the zones and subzones described in this subd. 1. d. to k.	Sept. 20 – Oct. 3 and Oct. 4 at 12:00 noon – Dec. 21	2	4
	d. Burnett county subzone	None	None	None
	g. Horicon zone	Four permit periods:		The possession limit is equivalent to the number of carcass tags issued.
		Sept. 16 – Oct. 3 and Oct. 4 at 12:00 noon - Oct. 26	2	
		Sept. 27 - Oct. 3 and Oct. 4 at 12:00 noon – Nov. 7	2	

Kind of Animal	Locality	Open season (all dates inclusive)	Daily Bag Limit	Possession Limit
		Oct. 11 - Nov. 21	2	
		Nov. 1 - Dec. 17	2	
	h. Collins zone	Three permit periods:		The possession limit is equivalent to the number of carcass tags issued.
		Sept. 16 – Oct. 3 and Oct. 4 at 12:00 noon - Oct. 5	2	
		Oct. 6 - Oct. 26	2	
		Oct. 27 - Nov. 21	2	
	i. Rock Prairie subzone	Sept. 20 – Oct. 3 and Oct. 4 at 12:00 noon – Dec. 21	2	4
	k. Mississippi river subzone	Oct. 4 at 12:00 noon – Oct. 12 and Oct. 18 - Dec. 17	2	4
	L. Early goose hunt subzone A as established in s. NR 10.31 (11)	Sept. 1 — Sept. 15 excluding the Saturday, Sunday and Monday of Labor Day weekend	5	10
	m. Early goose hunt subzone B as established in s. NR 10.31 (11), excluding the Burnett county subzone as described under s. NR 10.31 (1) (b).	Sept. 1 — Sept. 15 excluding the Saturday, Sunday and Monday of Labor Day weekend	5	10
Note: Season dates listed in this subd. may be closed early when the harvest may exceed the level authorized, according to the procedure in s. NR 10.125(6).				
2. Snow or blue and Ross' geese	Entire state	As established by zone	10	20
	a. All that part of the exterior zone lying within the northern subzone established in s. NR 10.32 except for the subzone described in subd. 2.b.	Sept. 20 – Sept. 26 and Sept. 27 at 12:00 noon – Dec. 21		
	b. Brown county subzone	Sept. 20 – Sept. 26 and Sept. 27 at 12:00 noon – Dec. 21		

Kind of Animal	Locality	Open season (all dates inclusive)	Daily Bag Limit	Possession Limit
	c. All that part of the exterior zone lying within the southern zone established in s. NR 10.32 except for the zones and subzones described in this subd. 2. d. to k.	Sept. 20 – Oct. 3 and Oct. 4 at 12:00 noon – Dec. 21		
	d. Burnett county subzone	Sept. 20 – Oct. 3 and Oct. 4 at 12:00 noon – Dec. 21		
	g. Horicon zone	Sept. 16 – Oct. 3 and Oct. 4 at 12:00 noon – Dec. 17		
	h. Collins zone	Sept. 16 – Oct. 3 and Oct. 4 at 12:00 noon – Nov. 21		
	i. Rock Prairie subzone	Sept. 20 – Oct. 3 and Oct. 4 at 12:00 noon – Dec. 21		
	k. Mississippi river subzone	Oct. 4 at 12:00 noon – Oct. 12 and Oct. 18 - Dec. 17		
3. All other geese and brant	Entire state	As established by zone	1 white-fronted goose and 1 brant	2 white-fronted geese and 2 brant
	a. All that part of the exterior zone lying within the northern zone established in s. NR 10.32 except for the subzone described in subd. 3.b.	Sept. 20 – Sept. 26 and Sept. 27 at 12:00 noon – Dec. 21		
	b. Brown county subzone	Sept. 20 – Sept. 26 and Sept. 27 at 12:00 noon – Dec. 21		
	c. All that part of the exterior zone lying within the southern zone established in s. NR 10.32 except for the zones and subzones described in this subd. 3. d. to k.	Sept. 20 – Oct. 3 and Oct. 4 at 12:00 noon – Dec. 21		

Kind of Animal	Locality	Open season (all dates inclusive)	Daily Bag Limit	Possession Limit
	d. Burnett county subzone	Sept. 20 – Oct. 3 and Oct. 4 at 12:00 noon – Dec. 21		
	g. Horicon zone	Sept. 16 – Oct. 3 and Oct. 4 at 12:00 noon – Dec. 17		
	h. Collins zone	Sept. 16 – Oct. 3 and Oct. 4 at 12:00 noon – Nov. 21		
	i. Rock Prairie subzone	Sept. 20 – Oct. 3 and Oct. 4 at 12:00 noon – Dec. 21		
	k. Mississippi river subzone	Oct. 4 at 12:00 noon – Oct. 12 and Oct. 18 - Dec. 17		
NR 10.01(1)(u) 1. All species of wild ducks, mergansers and coots except canvasbacks	Northern zone as established in s. NR 10.32	Sept. 20 - Sept. 21, Sept. 27 at 12:00 noon - Nov. 25 and Jan. 27 - Mar. 10	3 in aggregate with those species listed under subd. 2	6 in aggregate with those species listed under subd. 2
	Southern zone as established in s. NR 10.32	Sept. 20 - Sept. 21, Oct. 4 at 12:00 noon – Oct. 12, Oct. 18 – Dec. 7 and Jan. 26 - Mar. 10	3 in aggregate with those species listed under subd. 2	6 in aggregate with those species listed under subd. 2
2. Gallinules, Sora rail, Virginia rail, common snipe and woodcock	Entire state	Sept. 1 - Dec. 16	3 in aggregate with those species listed under subd. 1	6 in aggregate with those species listed under subd. 1

SECTION 2. NR 10.01(1)(d) and (dm) are repealed.

SECTION 3. NR 10.01(1)(v) is amended to read:

NR 10.01(1)(v) *Special youth waterfowl hunt event.* Persons 12 years of age or older but under 16 years of age who possess a certificate of accomplishment under s. 29.591, Stats., or its equivalent from another state or province, may hunt all species of wild duck, mergansers, geese, coots, and gallinules for 2 consecutive days starting on ~~September 24~~September 20. Approvals under ch. 29, Stats., are not required pursuant to s. 29.197 (1), Stats., except for registration in the harvest information program under s. NR 10.12 (11) and a Canada goose hunting permit for the zone where goose hunting, as listed in par. (g) 1., if hunting Canada geese. Daily bag limits are those described under pars. (b), (c), ~~(dm)~~ and (g) and all other waterfowl hunting regulations apply. Hunters shall be accompanied by an adult 18 years of age or older. One adult may not accompany more than 2 hunters.

SECTION 4. EFFECTIVE DATE. The rules shall take effect on the first day of the month following publication in the Wisconsin administrative register as provided in s. 227.22(2)(intro.), Stats.

SECTION 5. BOARD ADOPTION. This rule was approved and adopted by the State of Wisconsin Natural Resources Board on August 13, 2003.

Dated at Madison, Wisconsin _____.

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By _____
Scott Hassett, Secretary

(SEAL)